

BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

REGULAR MEETING AGENDA

NOVEMBER 7, 2007

7:30 PM COURTHOUSE COUNCIL CHAMBERS

ROLL CALL_____

PRAYER_____

APPROVAL OF THE MINUTES OF THE
OCTOBER 24, 2007 AGENDA_____

PUBLIC COMMENT ON ANY
PUBLIC MATTER NOT ON THE AGENDA_____

CHIEF EXECUTIVE'S REPORT_____

SECTION I

PRESENTATION COMMUNICATION NO. 07-708

Paul Babb, Chief Executive, requesting time on 11/7/07 agenda to make a presentation on the reorganization of the Community and Economic Development Departments.

SECTION II

CONSENT AGENDA

- A.
 - 1. COMMITTEE OF THE WHOLE MEETING REPORT
 - 2. FINANCE AND BUDGET COMMITTEE MEETING REPORT
 - 3. JUDICIARY COMMITTEE MEETING REPORT
 - 4. PUBLIC WORKS COMMITTEE MEETING REPORT

B. COMMUNICATIONS

- 1. 07-696 John P. Walsh, Sheriff Law Enforcement Department, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
- 2. 07-697 Robert A. Macioroski, Director Land Records, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**

3. 07-698 Bernie Shelton, Technical Director Mother Lode Theatre, requesting permission to close Washington street between Park and Galena Streets from 6PM 11/20/07 until 3 AM 11/21/07. **Recommendation: concur and place on file. (All approved forms are in).**
4. 07-699 John P. Walsh, Sheriff, Law Enforcement Department, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
5. 07-700 Bill Melvin, Civic Center Manager, requesting approval for Chief Executive to sign agreement with Kone Elevator for Courthouse Elevator. **Recommendation: concur and place on file.**
6. 07-701 John P. Walsh, Sheriff, Law Enforcement Department, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
7. 07-702 Bill Melvin, Civic Center Manager, requesting time on the November 14th agenda to make a presentation on the Butte Civic Center. **Recommendation: hold in Committee of the Whole for presentation on November 14th.**
8. 07-703 Imre Ratatics, requesting time on November 6, 2007 agenda regarding property on Mercury, Curtis and Ohio. **Recommendation: refer to Commissioner Coleman and Place on file. (Land Sales Committee is actively working on this parcel).**
9. 07-704 John P. Walsh, Sheriff, requesting authorization for Chief Executive to sign the STEP Grant Contract. **Recommendation: concur and place on file.**
10. 07-705 John Reid, requesting proposal and request to access the Steward Mineshaft for the purpose of circulating water through a compact metal recovery unit. **Recommendation: refer to Committee of the Whole and County Attorney for legal advice.**
11. 07-706 Rick Larson, Health Officer, regarding low quotes for attic dust removal activities. **Recommendation: note and place on file.**
12. 07-707 Rick Larson, Health Officer, regarding lone quote by Schnell Excavating for purchase and transport of 1000 cubic yards of topsoil to the Kelley Mine Yard. **Recommendation: concur and place on file.**

13. 07-709 Paul Babb, Chief Executive, requesting authorization to hire outside legal counsel to represent Butte-Silver Bow against the claim filed by Tekton Architects. **Recommendation: concur and place on file.**
14. 07-711 John P. Walsh, Sheriff, requesting authorization for Chief Executive to enter into a contract with Motorola for maintenance and support. **Recommendation: concur and place on file.**
15. 07-712 Steve Hess, Assistant Planning Director, requesting conditional approval of a major subdivision amending Lot 5 in Block 10 of the Hillcrest Addition. **Recommendation: concur and place on file.**
16. 07-713 John C. VanDaveer, Public Works Director, requesting authorization for Chief Executive to execute Letter of Understanding between Liuna Local 1686. **Recommendation: concur and place on file.**
17. 07-714 Kay Cook, Biology Teacher, Central Junior High, requesting closure of Delaware Street November 14th from 11AM to 1PM for students to draw a life-size whale on the street. **Recommendation: concur and place on file. (All approval forms are in).**
18. 07-715 Jeff Miller, Director of Fire Services, regarding awarding of lone bid to General Fire Apparatus and requesting authorization for Chief Executive to enter into contract with General Fire Apparatus. **Recommendation: concur and place on file.**
19. 07-716 John Harrington, Building Official, requesting approval of line item budget transfers. **Recommendation: refer to Finance and Budget Committee.**
20. 07-717 Virginia Hanson, Risk Management Coordinator, requesting authorization for Chief Executive to sign several documents in relation to the Pre-Disaster Mitigation Grant. **Recommendation: concur and place on file.**
21. 07-718 John P. Walsh, Sheriff, requesting authorization for Chief Executive to sign a contract with Cooney's Locksmith and Security for maintenance of keys and locks at the Detention Center. **Recommendation: concur and place on file.**
22. 07-719 Jon Sesso, Planning Director, requesting concurrence for Chief Executive to sign an agreement regarding transfer of Anaconda Company records from ARCO to BSB Archives.

Recommendation: concur and place on file. (Inventory of records to be transferred is available).

23. 07-720 John Weitzel, Weitzel Signs, requesting permission to install a neon sign over the public right-of-way at Old Montana Bar and Grill, 217 W. Park Street. **Recommendation: concur and place on file.**
24. 07-721 Stephen H. Hess, Assistant Planning Director, requesting waiver of fee for street closure petition from Charles and Roxanna Bulen, Melrose, Sportsman Motel and RV. **Recommendation: concur and place on file.**
25. 07-722 Jon C. Sesso, Planning Director, requesting concurrence to develop the Original Mineyard into a main venue for the National Folk Festival. **Recommendation: refer to Committee of the Whole Committee.**

SECTION III COMMUNICATIONS TO BE READ AND ACTED UPON

1. 07-710 Paul Babb, Chief Executive, requesting concurrence in appointment of Karen Byrnes as Director of the reorganized Community Development Department.

SECTION IV ORDINANCES AND RESOLUTIONS – REFERRED TO JUDICIARY

1. COUNCIL BILL NO. 07-21 ORDINANCE NO. 07-21

AN ORDINANCE AMENDING CHAPTER 2.14 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “LAND DIVISION”; AMENDING SECTIONS 2.14.010, 2.14.020, 2.14.030, 2.14.040, 2.14.060 AND 2.14.070, B-SB MC; CREATING A LAND RECORDS DEPARTMENT AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. COUNCIL RESOLUTION NO. 07-97

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE FINAL PLAT OF THE AMENDED PLAT OF LOT 5 IN BLOCK 10 OF THE HILLCREST ADDITION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION V

ORDINANCES AND RESOLUTIONS – SECOND READING

1. COUNCIL BILL NO. 07-19 ORDINANCE NO. 07-19

AN ORDINANCE CREATING A NEW CHAPTER IN THE BUTTE-SILVER BOW MUNICIPAL CODE TO BE NUMBERED CHAPTER 2.53 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED “BUTTE-SILVER BOW CEMETERY”; PROVIDING FOR THE CITY AND COUNTY OF BUTTE-SILVER BOW TO OPERATE AND MANAGE THE SUNSET SILVER BOW CEMETERY PURSUANT TO SECTION 7-35-2201, MCA 2005; PROVIDING FOR THE SUNSET SILVER BOW CEMETERY TO BE RENAMED THE BUTTE-SILVER BOW CEMETERY; PROVIDING FOR THE BUTTE-SILVER BOW CEMETERY TO BE OPERATED UNDER THE PUBLIC WORKS DEPARTMENT AND SETTING FORTH THE DUTIES AND FUNCTION FOR THE OPERATION OF THE CEMETERY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. COUNCIL BILL NO. 07-20 ORDINANCE NO. 07-20

AN ORDINANCE AMENDING CHAPTER 2.08 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “LOCAL GOVERNMENT EMPLOYEES”; AMENDING SECTION 2.08.070; INCREASING THE FEE FOR MEALS FOR TRAVEL FOR EMPLOYEES OF BUTTE-SILVER BOW AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VI

ORDINANCES AND RESOLUTIONS – FINAL READING

1. COUNCIL BILL NO. 07-16 ORDINANCE NO. 07-16

AN ORDINANCE AMENDING CHAPTER 9.16 OF THE BUTTE-SILVER BOW MUNICIPAL CODE ENTITLED “PARK RESTRICTIONS”; AMENDING SECTIONS 9.16.010, 9.16.020, 9.16.030, 9.16.040, 9.16.050, 9.16.060 AND 9.16.070 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); REGULATING THE PUBLIC USE AND HOURS OF USE OF THE EXTERIOR OF THE AREA AROUND THE BUS TRANSFER STATION AND THE FRONT LANDSCAPED AREA OF THE CIVIC CENTER AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**2. COUNCIL BILL NO. 07-18
ORDINANCE NO. 07-18**

AN ORDINANCE AMENDING SECTION 2 OF BUTTE-SILVER BOW ORDINANCE NO. 134 AND SECTION 2.04.010 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); ADJUSTING THE ANNUAL SALARIES OF THE CHIEF EXECUTIVE, COUNTY ATTORNEY, SHERIFF, CLERK AND RECORDER, TREASURER, ASSESSOR, CITY JUDGE, JUSTICE OF THE PEACE, AUDITOR, SUPERINTENDENT OF SCHOOLS, CLERK OF THE DISTRICT COURT, CORONER AND MEMBERS OF THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

3. COUNCIL RESOLUTION NO. 07-92

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE PRELIMINARY PLAT OF THE FLEECER VIEW PHASE II MAJOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN

4. COUNCIL RESOLUTION NO. 07-94

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A CERTAIN PARCEL OF VACANT PROPERTY LOCATED IN THE 1600 BLOCK OF HANCOCK STREET, LEGALLY DESCRIBED AS LOTS 10, 11, 12, 13, AND 14 IN BLOCK 15 OF THE NORTHERN PACIFIC ADDITION, BUTTE-SILVER BOW COUNTY, MONTANA FOR THE PURPOSE OF COMMUNITY DEVELOPMENT IN ACCORDANCE WITH THE PROCEDURES OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

5. COUNCIL RESOLUTION NO. 07-95

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY UNOFFICIALLY DESCRIBED AS LOTS 4 AND 5 IN BLOCK 6 OF THE GAGNON ADDITION (AN UNFILED PLAT) OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VII ORDINANCES AND RESOLUTIONS –
 SUSPENSION OF THE RULES**

1. COUNCIL RESOLUTION NO. 07-96

A RESOLUTION ACCEPTING THE DONATION OF VARIOUS PARCELS OF PROPERTY WHICH HAVE HISTORICALLY BEEN USED FOR PUBLIC RIGHT-OF-WAY, INCLUDING PORTIONS OF STEEL STREET, MUSEUM WAY AND THE BLUEBIRD TRAIL (PARK STREET EXTENDED), FROM ARCO ENVIRONMENTAL REMEDIATION, LLC, ALL OF WHICH ARE LOCATED IN SECTION 14, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M. TO THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

2. COUNCIL RESOLUTION NO. 07-98

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW DISASTER AND EMERGENCY SERVICES DEPARTMENT FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY/FEMA TO BE EXPENDED IN THE GENERAL FUN AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VIII CALENDAR OF OTHER MEETINGS AND EVENTS

Nov. 12	Veterans Day Holiday		
Nov. 14	Fair Board	5:30PM	Business Development Center
Nov. 14	Law Enforcement	4PM	Chief Executive's Conference Room
Nov. 14	Library	5PM	Library Building
Nov. 20	Housing Authority	5:30PM	Silver Bow Homes Housing
Nov. 20	Parks and Recreation	4:15PM	Civic Center Conference Room
Nov. 20	Technical Review Committee	1:30PM	Water Co. Building
Nov. 21	Community Enrichment	3:30 PM	1 st Floor Conference Room
Nov. 21	Parking Commission	4PM	Chief Executive's Conference Room
Nov. 22	Holiday –Thanksgiving		

ADJOURN_____

COMMITTEE OF THE WHOLE MEETING REPORT OCTOBER 31, 2007

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Committee of the Whole Committee, respectfully recommend as follows:

SECTION I PUBLIC HEARING

FOR THE PURPOSE OF SOLICITING COMMENTS REGARDING THE AMENDING OF THE FY 07-08 BUDGET TO CREATE BUDGET AUTHORITY FOR UNANTICIPATED REVENUE FOR THE DEPARTMENT OF DISASTER AND EMERGENCY SERVICES FROM A FEMA GRANT TO UPDATE THE BUTTE-SILVER BOW PRE-DISASTER MITIGATION PLAN TO BE PERFORMED IN ASSOCIATION WITH THE MONTANA BUREAU OF MINES AND GEOLOGY TO BE EXPENDED IN THE GENERAL FUND.

(Communication No. 07-651 is being held in Committee of the Whole) **Proof of publication was noted and placed on file.**

Jeff Amerman gave the staff report and Chairman O'Leary opened the public hearing at 7:33 PM and called for any proponents. On the third and final call there being none he called for any opponents. Again there was no response and he called the public hearing closed at 7:34 PM.

SECTION II COMMUNICATION NO. 07-486

Mykl Meagher, Manager Oakpark, requesting permission to purchase three adjoining lots to 432 S. Jackson Street. ***Committee recommends that Communication No. 07-486 be held in abeyance.***

SECTION III COMMUNICATION NO. 07-515

Bill Melvin, Civic Center Manager, requesting approval to donate two sets of wooden bleachers to Montana Youth Challenge Foundation. ***Committee recommends that Communication No. 07-515 be cross referenced with Communication No. 07-695 and place on file.***

SECTION IV COMMUNICATION NO. 07-613

Robert A. Macioroski, Director Land Office, requesting County Attorney to prepare a resolution and deed for transfer to James N. Frevert, Adjacent

Landowner. *Committee recommends that Communication No. 07-613 be held in abeyance.*

SECTION V COMMUNICATION NO. 07-617

Robert M. McCarthy, County Attorney, requesting RFP for credit card acceptance capability. *Committee recommends that Communication No. 07-617 be held in abeyance.*

SECTION VI COMMUNICATION NO. 07-651

Virginia Hanson, Risk Management Coordinator, requesting time on 10/24/07 agenda to conduct a public hearing for unanticipated revenue from U.S. Department of Homeland Security. *Committee recommends that Communication No. 07-651 be placed on file.*

SECTION VII COMMUNICATION NO. 07-665

Rob Macioroski, Director Land Records, requesting approval of sale and authorization of preparation of a resolution for sale of lands within the 1800 block of Hancock. *Committee recommends that Communication No. 07-665 be cross referenced with Council Resolution No. 07-94 and placed on file.*

SECTION VIII COMMUNICATION NO. 07-668

Robert A. Macioroski, Director Land Records, requesting County Attorney to prepare a resolution and deed for sale of property to John and Sheila A. Best. *Committee recommends that Communication No. 07-668 be cross referenced with Resolution No. 07-95 and placed on file.*

SECTION IX COMMUNICATION NO. 07-669

Donald L. Kronenberger, Sr., requesting Council grant annexation of the Fish Creek/Little Fish Creek Drainage strip off HWY 41 into the Jefferson Valley Rural Fire District. *Committee recommends that Communication No. 07-669 be held in abeyance.*

SECTION X COMMUNICATION NO. 07-671

Hoot Gibson and Mike Challeen, requesting permission to erect a building on East end of the Civic Center Property for Silver Bow Amateur Wrestling Association. *Committee recommends that Communication No. 07-671 be held in abeyance.*

SECTION XI**COMMUNICATION NO. 07-673**

Debbie Petersen, requesting razing of house at 621 W. Quartz Street and putting lot up for sale. *Committee recommends that Communication No. 07-673 be referred to the Land Sales Committee.*

SECTION XII**COMMUNICATION NO. 07-674**

Paul Babb, Chief Executive, regarding appointment of Mr. Rob Macioroski as Director of the Land Records Department. *Committee recommends that Communication No. 07-674 be placed on file.*

FINANCE & BUDGET COMMITTEE MEETING REPORT

OCTOBER 32, 2007

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Finance and Budget Committee, respectfully recommend as follows:

SECTION I COMMUNICATION NO. 07-638

Judge Brad Newman, District Court, requesting approval of line item budget transfers. *Committee recommends approval of Communication No. 07-638 and place on file.*

SECTION II COMMUNICATION NO. 07-666

John P. Walsh, Sheriff, requesting approval of line item budget transfers. *Committee recommends that Communication No. 07-666 be approved and placed on file.*

SECTION III COMMUNICATION NO. 07-679

Linda Joyce, Director MIS, requesting approval of line item budget transfers. *Committee recommends that Communication No. 07-679 be approved and placed on file.*

SECTION IV COMMUNICATION NO. 07-681

John C VanDaveer, Public Works Director requesting approval of line item budget transfers. *Committee recommends that Communication No. 07-681 be approved and placed on file.*

SECTION V COMMUNICATION NO. 07-685

John Van Daveer, Director Public Works Department, requesting approval of line item budget transfers. *Committee recommends that Communication No. 07-685 be approved and placed on file.*

SECTION VI COMMUNICATION NO. 07-686

Bill Melvin, Director Civic Center, requesting approval of line item budget transfers. *Committee recommends that Communication No. 07-686 be approved and placed on file.*

SECTION VII

EXPENDITURE APPROVAL

10/24/07 \$340,368.75

Committee approves above expenditures.

10-31-07 \$292,767.15

**Committee approves above expenditures with the exclusion of
Voucher 3287 until they get legal clarification.**

JUDICIARY COMMITTEE MEETING REPORT

OCTOBER 31, 2007

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Judiciary Committee, respectfully recommend as follows:

SECTION I COMMUNICATION NO. 07-503 COMBINED WITH COMMUNICATION NO. 07-514

Cheri Brownell, requesting council consider setting aside certain areas for the setting off of fireworks

John Davis, requesting restrictions be placed on the use of fireworks

in abeyance.

SECTION II COUNCIL BILL NO. 07-16 ORDINANCE NO. 07-16

AN ORDINANCE AMENDING CHAPTER 9.16 OF THE BUTTE-SILVER BOW MUNICIPAL CODE ENTITLED "PARK RESTRICTIONS"; AMENDING SECTIONS 9.16.010, 9.16.020, 9.16.030, 9.16.040, 9.16.050, 9.16.060 AND 9.16.070 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); REGULATING THE PUBLIC USE AND HOURS OF USE OF THE EXTERIOR OF THE AREA AROUND THE BUS TRANSFER STATION AND THE FRONT LANDSCAPED AREA OF THE CIVIC CENTER AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends That Council Bill No. 07-16, Ordinance No. 07-16 be placed on final reading and passed*

SECTION III COUNCIL BILL NO. 07-18 ORDINANCE NO. 07-18

AN ORDINANCE AMENDING SECTION 2 OF BUTTE-SILVER BOW ORDINANCE NO. 134 AND SECTION 2.04.010 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); ADJUSTING THE ANNUAL SALARIES OF THE CHIEF EXECUTIVE, COUNTY ATTORNEY, SHERIFF, CLERK AND RECORDER, TREASURER, ASSESSOR, CITY JUDGE, JUSTICE OF THE PEACE, AUDITOR, SUPERINTENDENT OF SCHOOLS, CLERK OF THE DISTRICT COURT, CORONER AND MEMBERS OF THE

COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 07-18, Ordinance No. 07-18 be placed on final reading and passed.*

**SECTION IV COUNCIL BILL NO. 07-19
ORDINANCE NO. 07-19**

AN ORDINANCE CREATING A NEW CHAPTER IN THE BUTTE-SILVER BOW MUNICIPAL CODE TO BE NUMBERED CHAPTER 2.53 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) AND ENTITLED “BUTTE-SILVER BOW CEMETERY”; PROVIDING FOR THE CITY AND COUNTY OF BUTTE-SILVER BOW TO OPERATE AND MANAGE THE SUNSET SILVER BOW CEMETERY PURSUANT TO SECTION 7-35-2201, MCA 2005; PROVIDING FOR THE SUNSET SILVER BOW CEMETERY TO BE RENAMED THE BUTTE-SILVER BOW CEMETERY; PROVIDING FOR THE BUTTE-SILVER BOW CEMETERY TO BE OPERATED UNDER THE PUBLIC WORKS DEPARTMENT AND SETTING FORTH THE DUTIES AND FUNCTION FOR THE OPERATION OF THE CEMETERY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 07-19, Ordinance No. 07-19 be placed on second reading and passed.*

**SECTION V COUNCIL BILL NO. 07-20
ORDINANCE NO. 07-20**

AN ORDINANCE AMENDING CHAPTER 2.08 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “LOCAL GOVERNMENT EMPLOYEES”; AMENDING SECTION 2.08.070; INCREASING THE FEE FOR MEALS FOR TRAVEL FOR EMPLOYEES OF BUTTE-SILVER BOW AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Bill No. 07-20, Ordinance No. 07-20 be placed on second reading and passed.*

SECTION VI COUNCIL RESOLUTION NO. 07-92

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE PRELIMINARY PLAT OF THE FLEECER VIEW PHASE II MAJOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 07-92 be placed on final reading and passed.*

SECTION VII**COUNCIL RESOLUTION NO. 07-94**

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A CERTAIN PARCEL OF VACANT PROPERTY LOCATED IN THE 1600 BLOCK OF HANCOCK STREET, LEGALLY DESCRIBED AS LOTS 10, 11, 12, 13, AND 14 IN BLOCK 15 OF THE NORTHERN PACIFIC ADDITION, BUTTE-SILVER BOW COUNTY, MONTANA FOR THE PURPOSE OF COMMUNITY DEVELOPMENT IN ACCORDANCE WITH THE PROCEDURES OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 07-94 be placed on final reading and passed.*

SECTION VIII**COUNCIL RESOLUTION NO. 07-95**

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A PARCEL OF REAL PROPERTY UNOFFICIALLY DESCRIBED AS LOTS 4 AND 5 IN BLOCK 6 OF THE GAGNON ADDITION (AN UNFILED PLAT) OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA TO THE ADJOINING OWNER PURSUANT TO POLICIES ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN. *Committee recommends that Council Resolution No. 07-95 be placed on final reading and passed.*

SECTION X**CLAIM APPROVAL**

2893	Oakpark 15 Av LLC	\$3,039.54	Redeem Tax Assg.
3096	RBD Property LLC	\$2,821.19	Redeem Tax Assg.
3237	Michael Reilly	\$1,747.39	Redeem Tax Assg.
3257	Easy Money Finance LLC	\$3,982.04	Redeem Tax Assg.
3367	Oakpark 15 Av LLC	\$4,521.24	Redeem Tax Assg.

Committee recommends payment of all above claims.

PUBLIC WORKS COMMITTEE MEETING REPORT

OCTOBER 31, 1007

TO THE HONORABLE CHIEF EXECUTIVE AND MEMBERS OF THE BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

Ladies and Gentlemen:

We, your Public Works Committee, respectfully recommend as follows:

SECTION I

PETITION NO. 07-6

John Harrington, Building Official, requesting on behalf of Three Dog Holdings, Inc. to close and vacate a portion of Meadowlark Lane in SE ¼ of Section 32, T3N, R7W. *Committee recommends that Petition No. 07-6 be cross referenced to Council Resolution No. 07-90 which was final passed 10/24/07 and places Petition No. 07-6 on file.*

SECTION II

PETITION NO. 07-9

John Harrington, Building Official, requesting on behalf of Butte School District #1 to close and vacate a portion of Wyoming South of Silver Street. *Committee recommends that County Attorney be requested to prepare a resolution and hold in abeyance.*

SECTION III

COMMUNICATION NO. 07-165

Cindi Shaw, Commissioner District 11, regarding request for review of traffic concerns on E. Woolman Street. *Committee recommends that Communication No. 07-165 be cross referenced with Council Bill No. 07-15, Ordinance No. 07-15 and places Communication No. 07-165 on file.*

SECTION IV

COMMUNICATION NO. 07-642

Joseph E. Lee, Commissioner District #2, requesting traffic study be conducted at intersections of State and Sherman and State and Banks Streets. *Committee recommends that Communication No. 07-642 be held in abeyance.*

SECTION V

COMMUNICATION NO. 07-654

Mike Sheehy, Commissioner District 10, requesting Mercury Street and Ohio Street be made a 4-way stop. *Committee recommends that Communication No. 07-654 be held in abeyance.*

SECTION VI**COMMUNICATION NO. 07-655**

Mike Sheehy, Commissioner District 10, requesting a stop sign on Iron and Nevada Streets. *Committee recommends that Communication No. 07-655 be held in abeyance*

SECTION VI**COMMUNICATION NO. 07-694**

Charlie O'Leary, Commissioner District 5, Requesting time on Public Work Committee agenda to discuss improvements to the Little Basin Creek-Beef Trail intersection. *Committee recommends that Communication No. 07-694 be held in abeyance.*